

UNITED STATES DISTRICT COURT  
District of Maine

PABLO ACOSTA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil No. 04-265-P-S
	)	NH Civil No. 03-116-GZS
UNITED STATES OF AMERICA,	)	
et al.,	)	
Defendants	)	

ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the Court on February 16, 2005, her Recommended Decision (Docket No. 8). Plaintiff filed his Objections to the Recommended Decision (Docket No. 10) on March 7, 2005.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore ORDERED that the Recommended Decision of the Magistrate Judge is hereby AFFIRMED.

2. Plaintiff's federal claims against Dartmouth Hitchcock Medical Center and Dr. Geppert are DISMISSED with prejudice.

Plaintiff's claims Against Merrimack City House of Corrections (MCHC), The Hillsborough County Department of Corrections (HCDC), Cumberland County Jail (CCJ), an unidentified Physician employed by CCJ, the Stafford County House of Corrections (SCHC), its employee, Doctor Edwin Charle, and Doctor Celia Englander are DISMISSED without prejudice.

This Court declines to continue to exercise supplemental jurisdiction over Plaintiff's remaining state law claims.

So Ordered.

/s/ George Z. Singal  
Chief U.S. District Judge

Dated this 28<sup>th</sup> day of March, 2005

**PABLO ACOSTA**

represented by **ALAN JOEL FINKEL**  
LAW OFFICE OF ALAN JOEL  
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**VINCENT W. YOUMATZ**  
LAW OFFICE OF REGINALD R.  
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V.

**Defendant**

**UNITED STATES OF AMERICA**

represented by **T. DAVID PLOURDE**  
OFFICE OF THE U.S. ATTORNEY  
(NEW HAMPSHIRE)  
JAMES C. CLEVELAND FEDERAL  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**UNITED STATES FEDERAL  
MARSHALL**

represented by **T. DAVID PLOURDE**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**MERRIMACK CITY  
CORRECTIONAL FACILITY**

**Defendant**

**HILLSBOROUGH COUNTY  
DEPARTMENT OF  
CORRECTIONS**

**Defendant**

**CUMBERLAND COUNTY JAIL**

**Defendant**

**STAFFORD COUNTY HOUSE OF  
CORRECTIONS**

**Defendant**

**DOCTOR EDWIN CHARLE**

**Defendant**

**UNIDENTIFIED PHYSICIAN  
EMPLOYED BY CUMBERLAND  
COUNTY JAIL**

**Defendant**

**FEDERAL BUREAU OF PRISONS**

represented by **T. DAVID PLOURDE**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**DR MARK J GEPPERT**

**Defendant**

**FCI RAYBROOK**

represented by **T. DAVID PLOURDE**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**FEDERAL MEDICAL CENTER**

represented by **T. DAVID PLOURDE**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**CLIFFORD, DR**

represented by **T. DAVID PLOURDE**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**DARTMOUTH-HITCHCOCK  
MEDICAL CENTER**

**Defendant**

**UNKNOWN FEDERAL, STATE  
OR COUNTY AGENCIES**

**Defendant**

**DR CELIA ENGLANDER**

**Notice Only Party**

**NEW HAMPSHIRE DISTRICT  
COURT**

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